

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

BAYER HEALTHCARE AG, ALCON,
INC., and ALCON MANUFACTURING,
LTD.,

Plaintiffs,

v.

C.A No. 06-234 (SLR)

TEVA PHARMACEUTICALS USA, INC.,

Defendant.

STIPULATION

This stipulation sets forth the parties' agreement with respect to the substitution of Alcon Research, Ltd. for Alcon Manufacturing Ltd. as a plaintiff in this action. Specifically, on January 1, 2008, Alcon Manufacturing, Ltd. was merged into Alcon Research, Ltd. As such, Alcon Research, Ltd. is now the exclusive licensee under U.S. Patent No. 6,716,830. The parties hereby agree that the substitution shall be made effective this date, subject to order of the Court. In addition, the supplemental corporate disclosure required by F.R.C.P. Rule 7.1 and attached hereto as Exhibit A shall be deemed filed and served as of the date of this Order.

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and Alcon Manufacturing, Ltd.*

SO ORDERED this _____ day of _____, 2008.

Honorable Sue L. Robinson
United States District Judge

EXHIBIT A

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

BAYER HEALTHCARE AG, ALCON, INC.,)
and ALCON RESEARCH, LTD.,)
Plaintiffs,)
v.) C. A. No. 06-234 SLR
TEVA PHARMACEUTICALS USA, INC.,)
Defendant.)

ALCON RESEARCH, LTD.'S RULE 7.1 STATEMENT

Pursuant to Rule 7.1 of the Federal Rules of Civil Procedure, Alcon Research, Ltd., a corporation organized and existing under the laws of the State of Delaware, states that Alcon Holdings, Inc. (itself wholly-owned by Plaintiff Alcon, Inc.) is the parent corporation of Alcon Research, Ltd.

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Dated: January 22, 2008

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